



Honorable Linda B. Riegler
United States Bankruptcy Judge



Entered on Docket
December 06, 2011

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR
Chapter 11

**Order Approving Stipulation to Withdraw
Morris Massry's Responses to Objections
by the USACM Trust; Vacate the
Settlement Conference and Status
Conference; and Sustain Objections re
Morris Massry Proof of Claim**

Settlement Conference: Dec. 13, 2011
Time: 1:30 p.m.

Status Conference: December 19, 2011:
Time 9:30 a.m.

The Stipulation by and between the USACM Liquidating Trust and Morris Massry
to Withdraw Responses to Objections by the USACM Trust; Vacate the Scheduling
Conference and Status Conference; and Sustain Objections re Morris Massry Proof of

1 Claim [DE 9592] came before the Court for consideration. No notice being necessary and
2 good cause appearing:

3 IT IS ORDERED:

4 1. The Responses filed by Morris Massry to the following objections are deemed
5 withdrawn:

- 6 • The Tenth Omnibus Objection Of USACM Trust To Proofs Of
7 Claim Based In Whole or In Part Upon Investment in The
8 Placer I Loan [DE 8449], Massry response [DE 8669];
- 9 • The Sixth Omnibus Objection of USACM Trust to Proofs of
10 Claim Based in Whole or In part Upon Investment in the Tapia
11 Ranch Loan [DE 8527], Massry response [DE 8529];
- 12 • The Sixth Omnibus objection of USACM Trust to Proofs of
13 Claim Based In Whole or In Part Upon Investment in The Palm
14 Harbor One Loan [DE 8598], Massry response [DE 8950];
- 15 • The Ninth Omnibus Objection of USACM Trust to Proofs of
16 Claim Based In Whole Or In Part Upon Investment in the 6425
17 Gess Loan [DE 8638]; Massry response [DE 8951]; and
- 18 • The Fourth Omnibus Objection of USACM Trust to Proofs of
19 Claim Based In Part Upon Investment in the Binford Medical
20 Developers Loan [DE 8857], Massry response [DE 9138].

21 2 The USACM Liquidating Trust's objections to Morris Massry proof of
22 claim 10725-01898 on the following loans in the following amounts are hereby
23 sustained: Placer I \$101,527.78; Tapia Ranch \$203,055.56; Palm Harbor
24 \$101,466.67; and 6425 Gess \$202,933.33

25 3. The USACM Liquidating Trust's objection to Morris Massry proof of
26 claim 10725-01898 on the Binford Medical Developers loan in the amount of
\$101,466.67 is sustained such that this portion of the proof of claim is 15% allowed
(\$15,220.00) and 85% disallowed (\$85,246.66).

4. The Settlement Conference set before the Hon. Herb Ross for
December 13, 2011 at 1:30 p.m. is hereby vacated.

1 5. The Status Conferences set in relation to the above referenced objections
2 for December 19, 2011 at 9:30 a.m. is hereby vacated.
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5 APPROVED AS TO FORM AND CONTENT:
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15 APPROVED AND SUBMITTED BY:
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